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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/718,944	11/21/2003	Steven R. Sedlmayr	AUO1019	3586
7590 08/17/2005				
Law Office of Roxana H. Yang				
P.O. Box 400				
Los Altos, CA 94023				
		EXAMINER		
		FINEMAN, LEE A		
		ART UNIT		PAPER NUMBER
		2872		

DATE MAILED: 08/17/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b> 10/718,944	<b>Applicant(s)</b> SEDLMAYR, STEVEN R. 	
	<b>Examiner</b> Lee Fineman	<b>Art Unit</b> 2872	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

#### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 09 June 2005.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) See Continuation Sheet is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 176-178, 180-182, 185-192, 194-196, 199-207, 209-211, 214-220, 222-224 and 227-232 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 11/21/03 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |   |  |
|---|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)<br>2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)<br>3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____<br>5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)<br>6) <input type="checkbox"/> Other: _____ |
|---|--|

Continuation of Disposition of Claims: Claims pending in the application are 176-178,180-182,185-192,194-196,199-207,209-211,214-220,222-224 and 227-232.

## **DETAILED ACTION**

### ***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 3 May 2005 has been entered in which claims 176, 185-188, 190, 199-202, 205, 214-218 and 227-230 were amended and claims 179, 193, 208 and 221 have been cancelled. Claims 176-178, 180-182, 185-192, 194-196, 199-207, 209-211, 214-220, 222-224 and 227-232 are pending.

### ***Claim Objections***

2. Claims 189, 203 and 231 are objected to because of the following informalities: Claims 189, 203 and 231 include the limitation "a projection means." It is unclear whether the projection means is that same as the projection screen limitation in the currently amended independent claims. For the purposes of examination, they are taken to be the same. Appropriate correction is required.

### ***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

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(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 176, 189-190, 203-205, 217, 231-232 are rejected under 35 U.S.C. 102(b) as being anticipated by Muro et al., JP 63236494 A.

Regarding 176, 185, 189-190, 199, 203-205, 214, 217, 227 and 231-232, Muro et al. disclose in figs. 3-4 a system and method of producing a collinear beam of electromagnetic energy/light having two constituent parts, comprising

[a] means (10) for providing a substantially collimated (with parabolic condensing mirror, not shown in figs. 3-4, see fig. 7) primary beam of electromagnetic energy/light having a predetermined range of wavelengths and randomly changing orientations of a chosen component of electromagnetic wave field vectors, which includes producing an initial beam of ultraviolet (abstract, a halogen lamp inherently has ultraviolet wavelengths);

[b] means (13) for resolving the primary beam of electromagnetic energy/light into a substantially collimated primary first resolved beam (travels toward 15) of electromagnetic energy/light having substantially a first selected predetermined orientation of a chosen component of the electromagnetic wave field vectors (S) and a primary second resolved beam (travels toward 19', 20') of electromagnetic energy having substantially a second selected predetermined orientation of a chosen component of the electromagnetic wave field vectors (P);

[c] means (19', 20', 19'', 20'') for separating each of the primary resolved beams of electromagnetic energy/light into two or more substantially collimated separate beams of electromagnetic energy/light, each of the substantially collimated separate beams of electromagnetic energy/light having a selected predetermined orientation of a chosen component of electromagnetic wave field vectors (P or S);

[d] means (171', 172' (not shown in fig. 4), 173', 171'', 172'' (not shown in fig. 4), 173'') for altering the selected predetermined orientation of the chosen component of the electromagnetic wave field vectors of a plurality of portions of each of the substantially collimated separate beams of electromagnetic energy/light by passing each of the substantially collimated separate beams of electromagnetic energy/light through a respective one of a plurality of altering means whereby the selected predetermined orientation of the chosen component of the electromagnetic wave field vectors of the plurality of portions of each of the separate beams of electromagnetic energy/light is altered in response to a stimulus means by applying a signal means to the stimulus means in a predetermined manner as each of the substantially collimated separate beams of electromagnetic energy/light passes through the respective one of the plurality of means for altering the selected predetermined orientation of the chosen component of the electromagnetic wave field vectors (Abstract, see description of LC panels);

[e] [i] means (21', 22') for combining the substantially collimated altered separate beams of electromagnetic energy/light of the primary first resolved beam of electromagnetic energy/light into a first substantially collimated single collinear beam of electromagnetic energy/light without substantially changing the altered selected predetermined orientation of the chosen component of the electromagnetic wave field vectors of the plurality of portions of each of the substantially collimated separate beams of electromagnetic energy/light, and [ii] means (21'', 22'') for combining the substantially collimated altered separate beams of electromagnetic energy/light of the primary second resolved beam of electromagnetic energy/light into a second substantially collimated single collinear beam of electromagnetic energy/light without substantially changing the altered selected predetermined orientation of the chosen component of

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the electromagnetic wave field vectors of the plurality of portions of each of the substantially collimated separate beams of electromagnetic energy;

[f] [i] means (18) for resolving from the first substantially collimated single collinear beam of electromagnetic energy a substantially collimated first resolved beam of electromagnetic energy/light having substantially a first selected predetermined orientation of a chosen component of electromagnetic wave field vectors and a substantially collimated second resolved beam of electromagnetic energy/light having substantially a second selected predetermined orientation of a chosen component of electromagnetic wave field vectors, and [ii] means (18) for resolving from the second substantially collimated single collinear beam of electromagnetic energy/light a substantially collimated first resolved beam of electromagnetic energy/light having substantially a first selected predetermined orientation of a chosen component of electromagnetic wave field vectors and a substantially collimated second resolved beam of electromagnetic energy/light having substantially a second selected predetermined orientation of a chosen component of electromagnetic wave field vectors;

[g] means (18) for merging one of the resolved beams of electromagnetic energy/light from the first substantially collimated single collinear beam of electromagnetic energy/light with one of the other resolved beams of electromagnetic energy/light from the second substantially collimated single collinear beam of electromagnetic energy/light into a substantially collimated third single collinear beam of electromagnetic energy/light, wherein the means for merging of the resolved beams includes means for merging of the resolved beams in which the plurality of portions of one of the merged beams has a different selected predetermined orientation (S) of a

chosen component of electromagnetic wave field vectors from that of the plurality of portions of the other merged beam (P);

[h] means (11) for projecting said third single collinear beam of electromagnetic energy/light onto a projection means/screen (6), said third single collinear beam of light being viewable as a three-dimensional image (with 9, see abstract).

Regarding 178, 192, 207 and 220, Muro et al. further disclose wherein the means (13) for resolving the substantially collimated primary beam includes means (13) for resolving the substantially collimated primary beam into substantially collimated primary first and second resolved beams in which the first selected predetermined orientation of the chosen component of the electromagnetic wave field vectors of the first resolved beam has the selected predetermined orientation of the chosen component of the electromagnetic wave field vectors different from the second selected predetermined orientation of the chosen component of the electromagnetic wave field vectors of the second resolved beam (S versus P).

Regarding claims 181-182, 187-188, 195-196, 201-202, 210-211, 216, 218, 223-224 and 229-230, Muro et al. further disclose wherein the means (18) for merging the resolved beams includes means (18) for merging the resolved beams in which each merged beam has its plurality of portions parallel and partially coincident (in so far as any portion is coincident) or simultaneous to the plurality of portions of the other merged beam (figs. 3 and 4).

### ***Claim Rejections - 35 USC § 103***

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:



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(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 180, 186, 194, 200, 209, 215, 222 and 228 are rejected under 35 U.S.C. 103(a) as being unpatentable over Muro et al. in view of Craig, US 4,740,836.

Muro et al. disclose the claimed invention except where the each of the merged beams has its plurality of portion noncoincident to the plurality of portions of the other merged beam. Craig teaches systems for viewing images in which two images are noncoincident to provide stereoscopic or three-dimensional views to the user (column 1, lines 16-40 and figs. 1 and 4). It would have been obvious to one of ordinary skill in the art at the time the invention was made to make the images of Muro et al. noncoincident to provide a three-dimensional projector which will work with many different stereoscopic imaging techniques like those suggested by Craig.

7. Claims 177, 191, 206 and 219 are rejected under 35 U.S.C. 103(a) as being unpatentable over Muro et al. in view of Baur et al., US 5,115,305.

Muro et al. disclose the claimed invention except for wherein the means for resolving the substantially collimated primary beam includes means for resolving the substantially collimated primary beam into substantially collimated primary first and second resolved beams in which the first selected predetermined orientation of the chosen component of the electromagnetic wave field vectors of the first resolved beam has the same selected predetermined orientation of the chosen component of the electromagnetic wave field vectors as that of the second selected predetermined orientation of the chosen component of the electromagnetic wave field vectors of the second resolved beam. Baur et al. teaches in fig. 1, system and method of producing a

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modulated beam of electromagnetic energy/light, comprising which includes resolving, rotating, separating, altering, combining and resolving a beam of electromagnetic energy/light. More specifically Baur et al. teach means (33) for rotating the second selected predetermined orientation (P) of a chosen component of the electromagnetic wave field vectors of the primary second resolved beam (24) of electromagnetic energy/light to be substantially the same (S) as the first selected predetermined orientation (S) of a chosen component of the electromagnetic wave field vectors of the primary first resolved beam (26) of electromagnetic energy (column 9, lines 21-28, as well as a second means (45) to be able to recombine the altered beams with a polarized beam splitter (see column 8, lines 2-10). It would have been obvious to one of ordinary skill in the art at the time the invention was made to add the means to rotate polarization of Baur et al. to the system of Muro et al. to be able to use components with like polarizers thus reducing the number of different types of parts in the system.

### *Response to Arguments*

8. Applicant's arguments with respect to claims 176-178, 180-182, 185-192, 194-196, 199-207, 209-211, 214-220, 222-224 and 227-232 have been considered but are moot in view of the new ground(s) of rejection.

### *Conclusion*

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lee Fineman whose telephone number is (571) 272-2313. The examiner can normally be reached on Monday - Friday 7:30 - 4:00.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Drew Dunn can be reached on (571) 272-2312. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



LAF

August 9, 2005



**DREW A. DUNN**  
**SUPERVISORY PATENT EXAMINER**